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OPIE mp/

Atty. Docket No. JP920000420US1

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of: M. Kawahito et al.

Filed: February 27, 2002

Serial No.: 10/085,455

For: PROGRAM OPTIMIZATION METHOD
AND COMPILER USING THE PROGRAM
OPTIMIZATION METHOD

Assistant Commissioner for Patents
Washington, D.C. 20231

Group No.: 2122

Box Missing Parts

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AUG 13 2002

Technology Center 2100

CERTIFICATE OF MAILING UNDER 37 CFR 1.53(b)

I hereby certify that the following attached correspondence comprising:

Supplemental Response to Notice to File Missing Parts of Application

Filing date Granted

Copy of USPTO's Notice to File Missing Parts of Nonprovisional Application
Declaration Under 37 C.F.R. § 147

Copies of Previously Filed Documents

New Executed Assignment Recordation Sheet

Assignment Signed by John C. Whaley

Declaration and Power of Attorney Signed by John C. Whaley

Self-addressed Postcard

is being deposited with the United States Postal Service as first class mail in an envelope addressed to:

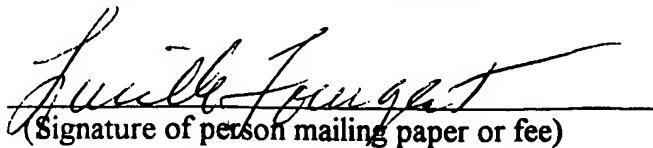
Assistant Commissioner for Patents

Washington, D.C. 20231

on July 17, 2002.

Lucille Fourgeot

(Name of person mailing paper or fee)


(Signature of person mailing paper or fee)

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:

M. KAWAHITO ET AL.

Serial No.: 10/085,455

Filed: February 27, 2002

For: **PROGRAM OPTIMIZATION
METHOD AND COMPILER USING
THE PROGRAM OPTIMIZATION
METHOD**

Honorable Assistant Commissioner for Patents
Washington, DC 20231



§ July 17, 2002

§ Docket No. JP920000420US1

§

§ Art Unit: 2122

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AUG 13 2002

Technology Center 2100

**RESPONSE TO NOTICE TO FILE MISSING PARTS
OF APPLICATION - FILING DATE GRANTED**

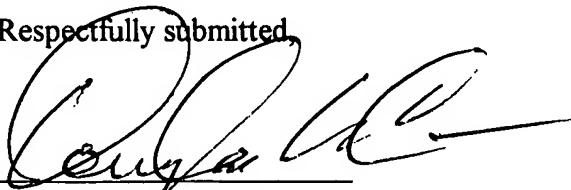
Sir:

Further to our response to the Notice to File Missing Parts of Application - Filing Date Granted, dated April 1, 2002, enclosed is the Assignment and Declaration which were just received from John C. Whaley. This is in addition to the original Declaration and Power of Attorney in compliance with 37 C.F.R. § 1.63 along with a copy of the Notice to File Missing Parts of Application - Filing Date Granted, mailed to you on June 26, 2002, copy enclosed.

Please charge any required fees to Deposit Account No. 09-0468.

If there are any issues remaining, the Examiner is respectfully requested to contact the undersigned attorney at the telephone number indicated below.

Respectfully submitted,


Douglas W. Cameron
Registration No. 31,596
Attorney for Applicants
(914) 945-3244

IBM Corporation
P. O. Box 218
Yorktown Heights, NY 10598



UNITED STATES PATENT AND TRADEMARK OFFICE

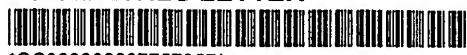
COMMISSIONER FOR PATENTS
UNITED STATES PATENT AND TRADEMARK OFFICE
WASHINGTON, D.C. 20231
www.uspto.gov

APPLICATION NUMBER	FILING/RECEIPT DATE	FIRST NAMED APPLICANT	ATTORNEY DOCKET NUMBER
10/085,455	02/27/2002	Motohiro Kawahito	JP920000420US1

DWC

IBM CORPORATION
INTELLECTUAL PROPERTY LAW DEPT.
P.O. BOX 218 - 39-254
YORKTOWN HEIGHTS, NY 10598

CONFIRMATION NO. 1801
FORMALITIES LETTER



OC000000007757357

Date Mailed: 04/01/2002

ONE 6/1/02

NOTICE TO FILE MISSING PARTS OF NONPROVISIONAL APPLICATION

FILED UNDER 37 CFR 1.53(b)

Filing Date Granted

An application number and filing date have been accorded to this application. The item(s) indicated below, however, are missing. Applicant is given **TWO MONTHS** from the date of this Notice within which to file all required items and pay any fees required below to avoid abandonment. Extensions of time may be obtained by filing a petition accompanied by the extension fee under the provisions of 37 CFR 1.136(a).

- The oath or declaration is missing.
A properly signed oath or declaration in compliance with 37 CFR 1.63, identifying the application by the above Application Number and Filing Date, is required.
- To avoid abandonment, a late filing fee or oath or declaration surcharge as set forth in 37 CFR 1.16(l) of \$130 for a non-small entity, must be submitted with the missing items identified in this letter.
- **The balance due by applicant is \$ 130.**

*A copy of this notice **MUST** be returned with the reply.*

W. Corrao
Customer Service Center
Initial Patent Examination Division (703) 308-1202

PART 1 - ATTORNEY/APPLICANT COPY

IBM
YORKTOWN
2002 APR -5 AM 9:51
INTELLECTUAL PROPERTY
LAW DEPT.

SENDER: COMPLETE THIS SECTION

- Complete items 1, 2, and 3. Also complete item 4 if Restricted Delivery is desired.
- Print your name and address on the reverse so that we can return the card to you.
- Attach this card to the back of the mailpiece, or on the front if space permits...

1. Article Addressed to:

John C. Whaley
151 Calderon Avenue, #194
Mountain View, California 94941

COMPLETE THIS SECTION ON DELIVERY

A. Signature

X *John C. Whaley*

Agent
 Addressee

B. Received by (Printed Name)

John Whaley

C. Date of Delivery

7/11/2002

D. Is delivery address different from item 1? Yes
If YES, enter delivery address below: No

3. Service Type

Certified Mail Express Mail
 Registered Return Receipt for Merchandise
 Insured Mail C.O.D.

4. Restricted Delivery? (Extra Fee) Yes

2. Article Number 7001 1940-0002 7123 1619
(Transfer from service label)

PS Form 3811, August 2001

Domestic Return Receipt

102595-01-M-2509

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Douglas W. Cameron Esq.
Intellectual Property Law Dept. 39-2541
P.O. Box 218
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Douglas W. Cameron, Esq.
IBM Corporation
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IP Law Dept.
P. O. Box 218
Yorktown Heights, NY 10598



02



COPY OF PAPERS
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Response to Notice to File Missing Parts - File Date Granted
Copy of Notice to File Missing Parts
Declaration Under 37 CFR Section 1.47
15 Copies of Supporting Document and E-Mail Notes to:
Declaration & Assignment & Transmittal
One Month Extension of Time
PLEASE STAMP & RETURN TO US

In re application of: M. Kawahito et al. ~~PROGRAM OPTIMIZATION METHOD AND COMPILER USING THE~~
For: PROGRAM OPTIMIZATION METHOD

Serial No.: 10/085,455 Docket No.: JP920000420 Atty.: DWC

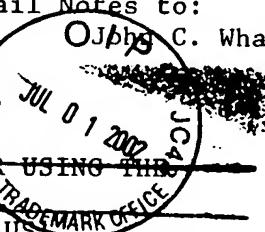
Received in the U.S. Patent & Trademark Office: _____

No. of pages of specification _____ : No. of pages of claims _____

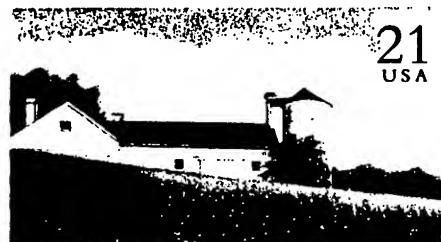
No. of sheets of drawings: _____

Declaration is attached to specification.

All fees are charged to our Account No. 09-0468



IBM
YORKTOWN
PROPERTY
LAW DEPT.
JUL 11 AM 9:27



MR. MANNY W. SCHACTER
IBM CORPORATION
INTELLECTUAL PROPERTY LAW DEPT.
P.O. BOX 218
YORKTOWN HEIGHTS, NEW YORK 10598



**COPY OF PAPERS
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Atty. Docket No. JP920000420US1

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of: M. Kawahito et al.

Group No.: 2122

Filed: February 27, 2002

Box Missing Parts

Serial No.: 10/085,455

**For: PROGRAM OPTIMIZATION METHOD
AND COMPILER USING THE PROGRAM
OPTIMIZATION METHOD**

Assistant Commissioner for Patents
Washington, D.C. 20231

CERTIFICATE OF MAILING UNDER 37 CFR 1.53(b)

I hereby certify that the following attached correspondence comprising:

Response to Notice to File Missing Parts of Application -

Filing date Granted

Copy of USPTO's Notice to File Missing Parts of Nonprovisional Application
Declaration Under 37 C.F.R. § 147

15 Copies of Supporting Documents and/or Electronic Notes to J.C. Whaley
Declaration and Power of Attorney

Assignment

Assignment Transmittal Sheet

Petition for One Month Extension of Time

Self-addressed Postcard

is being deposited with the United States Postal Service as first class mail in an envelope
addressed to:

Assistant Commissioner for Patents

Washington, D.C. 20231

on June 26, 2002.

Lucille Fourgeot
(Name of person mailing paper or fee)

Lucille Fourgeot
(Signature of person mailing paper or fee)

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:

M. KAWAHITO ET AL.

Serial No.: 10/085,455

Filed: February 27, 2002

For: **PROGRAM OPTIMIZATION
METHOD AND COMPILER USING
THE PROGRAM OPTIMIZATION
METHOD**

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Docket No. JP920000420US1

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Art Unit: 2122

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Honorable Assistant Commissioner for Patents
Washington, DC 20231

**RESPONSE TO NOTICE TO FILE MISSING PARTS
OF APPLICATION - FILING DATE GRANTED**

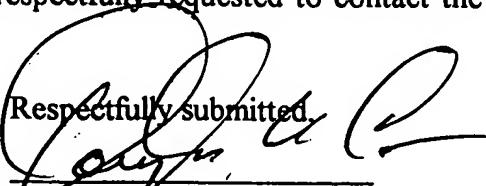
Sir:

In response to the Notice to File Missing Parts of Application - Filing Date Granted, dated April 1, 2002, Applicants enclose herewith an executed original Declaration and Power of Attorney in compliance with 37 C.F.R. § 1.63 along with a copy of the Notice to File Missing Parts of Application - Filing Date Granted. Also included is a Declaration of Lucille Fourgeot, an employee of the IBM Corporation, which is the assignee of the instant application. The Declaration, which was made pursuant to 37 C.F.R. § 1.47(a), states that John C. Whaley would not sign the original Declaration after several attempts to get him to do so. Evidence supporting the statements in the Declaration is also enclosed.

A Petition for an Extension of Time pursuant to 37 CFR § 1.136 (a) is enclosed.

Please charge any required fees to Deposit Account No. 09-0468.

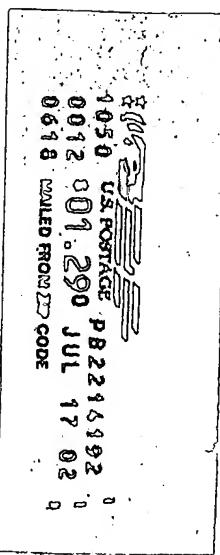
If there are any issues remaining, the Examiner is respectfully requested to contact the undersigned attorney at the telephone number indicated below.


Respectfully submitted,

Douglas W. Cameron
Registration No. 31,596
Attorney for Applicants
(914) 945-3244

IBM Corporation
P. O. Box 218
Yorktown Heights, NY 10598

Thomas J. Peters
P.O. Box 705
Vermilion, OH 44080



TRADEMARKS



UNITED STATES PATENT AND TRADEMARK OFFICE

COMMISSIONER FOR PATENTS
UNITED STATES PATENT AND TRADEMARK OFFICE
WASHINGTON, D.C. 20231
www.uspto.gov

APPLICATION NUMBER	FILING/RECEIPT DATE	FIRST NAMED APPLICANT	ATTORNEY DOCKET NUMBER
10/085,455	02/27/2002	Motohiro Kawahito	JP920000420US1

IBM CORPORATION
INTELLECTUAL PROPERTY LAW DEPARTMENT
P.O. BOX 218 - 39-254
YORKTOWN HEIGHTS, NY 10598



CONFIRMATION NO. 1801

FORMALITIES LETTER



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Date Mailed: 04/01/2002

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- **The balance due by applicant is \$ 130.**

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Wilcox
Customer Service Center
Initial Patent Examination Division (703) 308-1202
PART 2 - COPY TO BE RETURNED WITH RESPONSE